



PATENT
Attorney Docket No.: JHU1120-15

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Lee and McPherron Art Unit: 1647
Application No.: 09/708,693 Examiner: Marianne P. Allen
Filed: November 7, 2000 Conf. No. 2065
Title: POLYNUCLEOTIDES ENCODING PROMYOSTATIN
POLYPEPTIDES

Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER

Sir:

The undersigned, attorney of record for Petitioners, THE JOHNS HOPKINS UNIVERSITY SCHOOL OF MEDICINE, represents that Petitioners are the Assignees of an undivided interest in Application No. 09/708,693, filed November 7, 2000, entitled POLYNUCLEOTIDES ENCODING PROMYOSTATIN POLYPEPTIDES as evidenced by the Assignment recorded in the United States Patent and Trademark Office on March 7, 2001, at Reel 011619, Frame 0324.

The evidentiary documents referred to herein have been reviewed by the undersigned and it is certified that to the best of the undersigned's knowledge and belief, title is in the Assignee.

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Pursuant to 37 C.F.R. § 1.321(c), the undersigned, on behalf of Petitioners, THE JOHNS HOPKINS UNIVERSITY SCHOOL OF MEDICINE, disclaims the terminal part of any patent granted on the above-identified Application No. 09/708,693 which would extend beyond the expiration date of U.S. Patent No. 5,827,733; U.S. Patent No. 6,500,664; U.S. Patent No. 6,465,239; and U.S. Application No. 10/997,809. Petitioner hereby agrees that any patent so granted on the above-identified application, No. 09/708,693, shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 5,827,733; U.S. Patent No. 6,500,664; U.S. Patent No. 6,465,239; and U.S. Application No. 10/997,809, this Agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successor or assigns.

A check in the total amount of \$65.00 is enclosed as payment for the Terminal Disclaimer fee (\$65.00) for small entity. No other fee is deemed necessary with the filing of this paper. However if any fees are due, the Commissioner is hereby authorized to charge any fees, or make any credits, to Deposit Account No. 07-1896 referencing the above-identified attorney docket number. A duplicate copy of the Transmittal Sheet is enclosed.

Respectfully submitted,

Date: October 23, 2006



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